

**PHYSICAL THERAPY BOARD OF CALIFORNIA****Consumer Protection Services Program**

1418 HOWE AVENUE, SUITE 16, SACRAMENTO, CA 95825-3204
TELEPHONE (916) 561-8200 FAX (916) 263-2560 TOLL FREE 1-800-832-2251
INTERNET <http://www.ptb.ca.gov>
EMAIL cps@dca.ca.gov

October 5, 2006

Citation No. 06-07-0176

Tanya L. King-Behl, AT
533 La Loma Ave
Somis, CA 93066

License No. AT 5830

CITATION

Investigation of a complaint submitted revealed actions taken by you which violate sections of the law regulating the practice of physical therapy.

Based on an investigation conducted at Dos Caminos Physical Therapy, in Camarillo, California, by the Division of Investigation and the Physical Therapy Board's expert consultant, it was determined you used the title of "Physical Therapist" on your business cards and used the initials "M.P.T." displayed on the business window. The use of the title "physical therapist" on the business card is a violation of the Physical Therapy Practice Act when the person is not licensed as a physical therapist. The use of the initials "M.P.T." is misleading to the public since you are not licensed as a physical therapist.

It was also determined in reviewing the patient records that you provided physical therapy. However, the documentation in the patient records does not reflect the proper documentation as required by the supervising physical therapist.

A Citation is hereby issued to you in accordance with Section 125.9 of the Business and Professions Code for the violations described below.

FIRST CAUSE FOR CITATION

1. Business and Professions Code, Section 651

...(b) A false, fraudulent, misleading, or deceptive statement, claim, or image includes a statement or claim that does any of the following:

- 1) Contains a misrepresentation of fact....

The business window at Dos Caminos Physical Therapy displayed for public view read:

Tanya King-Behl, M.P.T.

Your name with this title would lead the general public to believe from viewing this "MPT" educational title that you are Board licensed as a physical therapist.

SECOND CAUSE FOR CITATION

2. Business and Professions Code, Section 2633

A person holding a license as a physical therapist issued by the board may use the title "physical therapist" or the letters "P.T." or any other words, letters or figures which indicate that the person using same is a licensed physical therapist. No other person shall be so designated or shall use the term licensed or registered physical therapist, licensed or registered physiotherapist, licensed or registered physical therapy technician, or the letters "L.P.T.," "R.P.T.," or "P.T.".

The business cards obtained at Dos Caminos Physical Therapy read:

Tanya King-Behl, M.P.T.
Physical Therapist

You are not authorized to use the title "physical therapist" as you are not licensed in the State of California as a physical therapist. Therefore it is misleading and fraudulent.

THIRD CAUSE FOR CITATION

3. Business and Professions Code, Section 1398.44

(f) Within seven (7) days of the care being provided by the physical therapist assistant, the supervising physical therapist shall review, cosign and date all documentation by the physical therapist assistant or conduct a weekly case conference and document it in the patient record. Cosigning by the supervising physical therapist indicates that the supervising physical therapist has read the documentation, and unless the supervising physical therapist indicates otherwise, he or she is in agreement with the contents of the documentation.

Citation Number 06-07-0176

Based on records reviewed, it was determined that you are subject to a citation for the physical therapy treatment of the following patients¹.

Patient records indicate the following patients were evaluated by licensed physical therapists, Frederick King, PT, Cynthia Aflague, PT, Jenifer Belo-Lowe, PT, Joelle Wisler, PT. However, subsequent visits on the following patients do not include co-signatures by the supervising physical therapist as required in the physical therapist assistant supervision regulations.

BD (2006) 5/8, 5/10, 5/12, 5/15, 5/17, 5/19, 5/22, 5/24, 6/12, 6/14, 6/16, 6/23, 7/10

RM (2006) 5/3, 5/5

MG (2005) 4/1, 4/4, 4/6, 4/8, 4/11,

MG (2005) 4/27, 4/29 5/2, 5/4, 5/9, 5/11, 5/18, 6/1, 6/3, 6/6, 6/8, 6/20, 6/22,
10/21, 10/24, 10/28, 10/31, 11/4, 11/7, 11/11,, 11/14, 11/21, 11/28, 12/2,
12/5, 12/9, 12/12, 12/19, 12/23, 12/30

BD (2006) 5/31, 6/2, 6/5,

RM (2006) 5/31

JF (2006) 5/3, 5/17

RM (2006) 5/19, 5/22, 5/24,

JA (2005) 4/1, 4/8, 4/13

MG (2005) 4/20, 4/22, 9/7, 9/9, 9/12, 9/16, 9/21, 9/23, 10/3, 10/7, 10/10, 10/14

ORDER

Further, **you are ordered to pay a fine of \$600.00 (\$200.00 per cause)** to the Physical Therapy Board of California within thirty (30) days of the date of issuance of the citation or assessment.

If you wish to contest all or any part of this Citation, complete the enclosed "Notice of Appeal -Request for Informal Conference" form and return it to this office within ten (10) days after receipt of this Citation. The date indicated on the order of abatement will be held in abeyance only for any violation(s) you wish to contest. The time to correct all uncontested violations will be adhered to as specified. In the alternative, you may, within thirty (30) days of the date of issuance of the citation or assessment, request a formal administrative hearing before an administrative law judge under the Administrative Procedure Act.

¹Letters are used to identify each patient and to protect the patients' privacy. The full names will be provided to the licensee upon request for discovery.

Citation No. 06-07-0176

**FAILURE TO RETURN THE REQUEST FOR INFORMAL CONFERENCE FORM OR
TO REQUEST AN ADMINISTRATIVE HEARING WITHIN THE TIME INDICATED
WILL CONSTITUTE A WAIVER OF YOUR RIGHT TO ADMINISTRATIVELY
CONTEST OR APPEAL THIS CITATION.**

Administrative Fine

\$ 600.00

FOR YOUR PROTECTION AND TO ASSURE PROPER CREDIT,
PLEASE RETURN THE COPY OF THE CITATION
AND NOTE THE CITATION NUMBER ON YOUR CHECK
OR MONEY ORDER.

October 5, 2006

Date

Original Signed By:

STEVEN K. HARTZELL
Executive Officer

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ORDER OF ABATEMENT

October 30, 2006

Citation Against: Tanya King-Behl, AT

Citation No. 06-07-0176

FIRST CAUSE FOR CITATION

1. Business and Professions Code, Section 651

...(b) A false, fraudulent, misleading, or deceptive statement, claim, or image includes a statement or claim that does any of the following:

1) Contains a misrepresentation of fact....

SECOND CAUSE FOR CITATION

2. Business and Professions Code, Section 2633

A person holding a license as a physical therapist issued by the board may use the title "physical therapist" or the letters "P.T." or any other words, letters or figures which indicate that the person using same is a licensed physical therapist. No other person shall be so designated or shall use the term licensed or registered physical therapist, licensed or registered physiotherapist, licensed or registered physical therapy technician, or the letters "L.P.T.," "R.P.T.," or "P.T.".

THIRD CAUSE FOR CITATION

3. Business and Professions Code, Section

1398.44 subdivision (f) Within seven (7) days of the care being provided by the physical therapist assistant, the supervising physical therapist shall review, cosign and date all documentation by the physical therapist assistant or conduct a weekly case conference and document it in the patient record. Cosigning by the supervising physical therapist indicates that the supervising physical therapist has read the documentation, and unless the supervising physical therapist indicates otherwise, he or she is in agreement with the contents of the documentation.

Order of Correction

You are hereby ordered to abate this violation immediately and to cease and desist from further violation by reviewing the sections referenced in violation.

Failure to comply with the provisions of this Citation and Order of Abatement within thirty (30) days of receipt may result in further legal action.